

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 14425US02)

In the Application of:)
)
Koenck, et al.)
)
Serial No.: 10/787,443)
)
Filed: Feb. 26, 2004)
)
For: MODULAR PORTABLE DATA)
PROCESSING TERMINAL FOR)
USE IN A COMMUNICATION)
NETWORK)
)
Examiner: Chery, Dady)
)
Group Art Unit: 2416)
)
Confirmation. No: 7829)
)
Customer No: 23446)

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via EFS-Web to the United States Patent and Trademark Office on May 26, 2009.

/Shawn L. Peterson/

Shawn L. Peterson
Reg. No. 44,286

REQUEST FOR A CORRECTED FILING RECEIPT

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the filing receipt for the above-identified case be corrected as follows:

In the section entitled "Domestic Priority data as claimed by applicant", please amend as set forth below:

This application is a DIV of 08/513,658 08/11/1995 PAT 6,714,983
which and is a CIP of 08/114,872 08/31/1993 PAT 5,680,633
~~which is a CIP of 07/898,908 06/12/1992 ABN~~
~~which is a CIP of 07/835,718 02/12/1992 ABN~~

08/513,658 is also a CIP of 08/431,077 04/27/1995
which is a CIP of 08/401,526 03/10/1995 ABN
which is a CIP of 08/258,285 06/10/1994 PAT 5,708,833
which is a CIP of 08/226,256 04/11/1994 ABN
which is a CIP of 08/194,178 02/09/1994 ABN

which is a CIP of 08/154,020 11/17/1993 ABN

08/513,658 is also a CIP of 08/487,609 06/07/1995 PAT 5,790,536

which is a CIP of 08/279,148 07/22/1994 PAT 5,657,317

which is a CIP of PCT/US94/05037 05/06/1994 ABN

which claims priority to 08/198,404 02/22/1994 ABN

which is a CIP of 08/198,452 02/18/1994 ABN

which is a CIP of 08/197,386 02/16/1994 ABN

which is a CIP of 08/168,478 12/16/1993 ABN

which is a CIP of 08/147,377 11/03/1993 ABN

08/198,452 is also a CIP of PCT/US93/12628 12/23/1993 PAT 5,682,379

08/279,148 is also a CIP of 08/205,639 03/04/1994 PAT 5,555,276

08/279,148 is also a CIP of 08/275,821 06/10/1994 ABN

08/487,609 is also a CIP of 08/267,758 07/05/1994 PAT 5,568,645

A copy of the Official Filing Receipt reflecting proposed changes is attached hereto as well as a copy of the first six (6) pages of the Amendment previously filed on August 1, 2008 in the present application and a copy of the first two (2) pages of the Preliminary Amendment filed on February 26, 2004 in the present application

A corrected filing receipt is respectfully requested.

The Commissioner is hereby authorized to charge any required fees, any fee deficiencies or to credit any overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Date: May 26, 2009

Respectfully submitted,

/Shawn L. Peterson/

Shawn L. Peterson

Reg. No. 44,286

McANDREWS, HELD & MALLOY, LTD.

500 West Madison Street, Suite 3400

Chicago, Illinois 60661

Telephone: (312) 775-8000

Facsimile: (312) 775-8100

COPY

14425US02

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/787,443	02/26/2004	2681	1636	14425US02	41	49	7

CONFIRMATION NO. 7829

Christopher C. Winslade
 McAndrews, Held & Malloy
 Suite 3400
 500 W. Madison Street
 Chicago, IL 60661

FILING RECEIPT



OC000000012686096

Date Mailed: 05/17/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Steven E. Koenck, Cedar Rapids, IA;
 Patrick W. Kinney, Marion, IA;
 Ronald L. Mahany, Cedar Rapids, IA;
 Robert C. Meier, Cedar Rapids, IA;
 Phillip Miller, Residence Not Provided, Deceased;

Domestic Priority data as claimed by applicant

This application is a DIV of 08/513,658 08/11/1995 PAT 6,714,983
 which and is a CIP of 08/114,872 08/31/1993 PAT 5,680,633
 which is a CIP of 07/898,908 06/12/1992 ABN
 which is a CIP of 07/835,718 02/12/1992 ABN

Foreign Applications

If Required, Foreign Filing License Granted: 05/16/2004

Projected Publication Date: 08/26/2004

Non-Publication Request: No

Early Publication Request: No

08/513,658 is also a CIP of 08/431,077 04/27/1995
 which is a CIP of 08/401,526 03/10/1995 ABN
 which is a CIP of 08/258,285 06/10/1994 PAT 5,708,833
 which is a CIP of 08/226,256 04/11/1994 ABN
 which is a CIP of 08/194,178 02/09/1994 ABN
 which is a CIP of 08/154,020 11/17/1993 ABN

08/513,658 is also a CIP of 08/487,609 06/07/1995 PAT 5,790,536
 which is a CIP of 08/279,148 07/22/1994 PAT 5,657,317
 which is a CIP of PCT/US94/05037 05/06/1994 ABN
 which claims priority to 08/198,404 02/22/1994 ABN
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08/279,148 is also a CIP of 08/275,821 06/10/1994 ABN

08/487,609 is also a CIP of 08/267,758 07/05/1994 PAT 5,568,645

COPY**Title**

Modular, portable data processing terminal for use in a communication network

Preliminary Class

455

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

COPY

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Customer No: 23446)

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is
being transmitted via EFS-Web to the
United States Patent and Trademark Office
on August 1, 2008.

/Christopher C. Winslade/

Christopher C. Winslade
Reg. No. 36,308

RESPONSE

MS: Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the Office Action mailed Feb. 1, 2008 ("Office Action"). This response is timely filed because it is being filed with a request for a three-month extension of time, which extends the three-month shortened statutory period for reply to Aug. 1, 2008. The Applicants respectfully request reconsideration in view of the following remarks.

Amendments to the Specification begin on page 2 of this response.

Amendments to the Claims begin on page 7 of this response.

Remarks begin on page 15 of this response.

COPY

Amendments to the Specification:

Please replace the previously amended section titled "CROSS REFERENCE TO RELATED APPLICATIONS" on pages 1-5 of the specification with the following amended section:

CROSS REFERENCE TO RELATED APPLICATIONS

This application is a divisional of Application No. 08/513,658 filed August 11, 1995 (now U.S. Patent No. 6,714,983), which is a continuation-in-part of:

1. U.S. application Serial No. 08/114,872 (Attorney Docket No. DN36767XZAB) by Koenck et al., filed August 31, 1993 (now U.S. Patent No. 5,680,633), ~~which is itself a continuation-in-part of:~~
 - a. ~~U.S. application Serial No. 07/898,908 (Attorney Docket No. DN36767XZAA), by Koenck et al., filed June 12, 1992 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 07/835,718 (Attorney Docket No. DN36767XZA), by Koenck et al., filed February 12, 1992 (abandoned);~~
 - b. ~~U.S. application Serial No. 08/071,555 (Attorney Docket No. DN36767XZX), by Koenck et al., filed June 4, 1993 (now U.S. Patent No. 5,331,136, issued July 19, 1994), which is in turn a continuation of U.S. application Serial No. 07/660,615 (Attorney Docket No. DN36767XZ), by Koenck et al., filed February 25, 1991 (now U.S. Patent No. 5,218,187, issued June 8, 1993), which is itself a continuation-in-part of:~~

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Application No.: 10/787,443
Amendment dated August 1, 2008
Reply to Office Action dated Feb. 1, 2008

- 1) ~~U.S. application Serial No. 07/467,096 (Attorney Docket No. DN37139), by Koenck et al., filed January 18, 1990 (U.S. Patent No. 5,052,020, issued September 24, 1991); and~~
 - 2) ~~PCT application Serial No. PCT/US90/03282 (Attorney Docket No. DN36767X PCT), by Koenck et al., filed June 7, 1990, which entered the U.S. National Phase as application Serial No. 07/777,393, filed January 7, 1992 (now U.S. Patent No. 5,410,141, issued April 25, 1995), which claims priority as a continuation-in-part of U.S. application Serial No. 07/364,594 (Attorney Docket No. DN36808X), by Cargin et al., filed June 7, 1989 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 07/339,330 (Attorney Docket No. DN36808), by Cargin et al., filed April 14, 1989 (abandoned);~~
 - e. ~~U.S. application Serial No. 08/107,470 (Attorney Docket No. DN38000B), by Kinney et al., filed August 17, 1993 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/081,411 (Attorney Docket No. DN38000A), by Kinney, filed June 22, 1993 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/053,901 (Attorney Docket No. DN38000), by Kinney et al., filed April 27, 1993 (abandoned); and~~
 - d. ~~U.S. application Serial No. 08/097,462 (Attorney Docket No. DN38017), by West et al., filed July 26, 1993.~~
2. U.S. application Serial No. 08/431,077 (Attorney Docket No. DN38000HA), by Kinney et al., filed April 27, 1995 (abandoned), which is itself a continuation-in-part of[:]
- a. ~~The aforementioned U.S. application Serial No. 08/097,462 (Attorney Docket No. DN38017), by West et al., filed July 26, 1993; and~~
 - b. ~~U.S. application Serial No. 08/401,526 (Attorney Docket No. DN38000H), by Kinney et al., filed March 10, 1995 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/258,285 (Attorney Docket No. DN38000FB), by Kinney et al., filed June 10, 1994 (now U.S. Patent No. 5,708,833), which is itself a continuation-in-part of U.S. application Serial No. 08/226,256 (Attorney~~

Application No.: 10/787,443
Amendment dated August 1, 2008
Reply to Office Action dated Feb. 1, 2008

Docket No. DN38000FA), by Kinney et al., filed April 11, 1994 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/194,178 (Attorney Docket No. DN38000F), by Kinney et al., filed February 9, 1994 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/154,020 (Attorney Docket No. DN38000C), by Kinney et al., filed November 17, 1993 (abandoned), ~~which is itself a continuation-in-part of the aforementioned U.S. application Serial No. 08/107,470 (Attorney Docket No. DN38000B), by Kinney et al., filed August 17, 1993 (abandoned).~~

3. U.S. application Serial No. 08/487,609 (Attorney Docket No. DN37998XE), by Mahany et al., filed June 7, 1995 (now U.S. Patent No. 5,790,536), which is itself a continuation-in-part of:
 - a. U.S. application Serial No. 08/279,148 (Attorney Docket No. DN37998XD), by Mahany et al., filed July 22, 1994 (now U.S. Patent No. 5,657,317), which is itself a continuation-in-part of:
 - 1) PCT application Serial No. PCT/US94/05037 (Attorney Docket No. DN37998XAX), by Mahany et al., filed May 6, 1994 (abandoned), which claims priority on U.S. application Serial No. 08/198,404 (Attorney Docket No. 37998XA), by Mahany et al., filed February 22, 1994 (abandoned), which is itself a continuation-in-part of US application Serial No. 08/198,452 (Attorney Docket No. DN37998X), by Mahany et al., filed February 18, 1994 (abandoned), which is itself a continuation-in-part of:
 - i) U.S. application Serial No. 08/197,386 (Attorney Docket No. 37998F), by Mahany, filed February 16, 1994 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/168,478 (Attorney Docket No. DN37998E), by Mahany, filed December 16, 1993 (abandoned), which is itself a continuation-in-part of U.S. application Serial No. 08/147,377 (Attorney Docket No. DN37998D), by Mahany, filed November 3,

- ~~1993 (abandoned), which is itself a continuation in part of U.S. application Serial No. 08/101,254 (Attorney Docket No. DN37998C), by Mahany, filed August 3, 1993 (abandoned), which itself a continuation in part of U.S. application Serial No. 08/085,662 (Attorney Docket No. DN37998B), by Mahany, filed June 29, 1993 (abandoned), which is itself a continuation in part of U.S. application Serial No. 08/076,340 (Attorney Docket No. DN37998A), by Mahany, filed June 11, 1993 (abandoned), which is itself a continuation in part of U.S. application Serial No. 08/062,457 (Attorney Docket No. DN37998), by Mahany, filed May 11, 1993 (abandoned), which is itself a continuation in part of U.S. Serial No. 07/876,776 (Attorney Docket No. DN36649XZB), by Mahany et al., filed April 28, 1992 (abandoned), which is itself a continuation in part of U.S. application Serial No. 07/854,115 (Attorney Docket No. DN36649XZA), by Mahany et al., filed March 18, 1992 (abandoned), which is itself a continuation in part of U.S. application Serial No. 07/558,895 (Attorney Docket No. DN36649XZ), by Mahany et al., filed July 25, 1990 (abandoned); and~~
- ii) PCT application Serial No. PCT/US93/12628 (Attorney Docket No. DN37967C), by Mahany et al., filed December 23, 1993 (now U.S. Patent No. 5,682,379), ~~which claims priority on U.S. application Serial No. 08/027,140 (Attorney Docket No. DN37967B), by Mahany et al., filed March 5, 1993, which is itself a continuation in part of U.S. application Serial No. 07/997,693 (Attorney Docket No. DN37967A), by Mahany et al., filed December 23, 1992 (abandoned);~~
- 2) U.S. application Serial No. 08/205,639 (Attorney Docket No. DN37139XXA), by Mahany et al., filed March 4, 1994 (now U.S. Patent No. 5,555,276), ~~which is itself a continuation in part of U.S.~~

COPY

Application No.: 10/787,443
Amendment dated August 1, 2008
Reply to Office Action dated Feb. 1, 2008

~~application Serial No. 07/735,128 (Attorney Docket No. DN37139XX),
by Mahany et al., filed July 22, 1991 (now U.S. Patent No. 5,365,546,
issued November 11, 1994), which is itself a continuation in part of U.S.
application Serial No. 07/467,096 (Attorney Docket No. DN37139), by
Mahany et al., filed January 18, 1990 (now U.S. Patent No. 5,052,020,
issued September 24, 1991); and~~

3) U.S. application Serial No. 08/275,821 (Attorney Docket No.
DN37998XC), by Mahany et al., filed June 10, 1994 (abandoned); and

~~b. U.S. application Serial No. 07/876,629 (Attorney Docket No. DN36837D), by
Mahany et al., filed April 30, 1992 (abandoned), which is itself a continuation
in part of the aforementioned U.S. application Serial No. 07/854,115 (Attorney
Docket No. DN36649XZA), by Mahany et al., filed March 18, 1992
(abandoned); and~~

~~eb. U.S. application Serial No. 08/267,758 (Attorney Docket No. DN37613A), by
Morris et al., filed July 5, 1994, which is itself a continuation of U.S. Serial
No. 07/748,150 (Attorney Docket No. DN37613), by Morris et al., filed August
21, 1991 (now U.S. Patent No. 5,349,678, issued September 20, 1994).~~

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Case No. 14425US02

PATENT

In the Application of:

STEVEN E. KOENCK et al.

Serial No.: to be assigned

Filed: February 26, 2004

For: MODULAR PORTABLE DATA
PROCESSING TERMINAL FOR USE
IN A COMMUNICATION NETWORK

Examiner: Eric Coleman (from parent)

Group Art Unit: 2183 (from parent)

CERTIFICATE OF MAILING

I hereby certify that this
correspondence and all correspondence
referenced herein are being deposited
with the United States Postal Service as
Express Mail in an envelope addressed to
the Commissioner for Patents, MAIL
STOP APPLICATION, P.O. Box 1450,
Alexandria, VA 22313-1450 on February
26, 2004 as Express Mail No. EV
304940996 US.

By: Ronald E. Larson
Ronald E. Larson
Reg. No. 24,478

PRELIMINARY AMENDMENT

Commissioner for Patents
MAIL STOP APPLICATION
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper accompanies the filing of the above-identified application, which is a
divisional of U.S. application Serial No. 08/513,658. Prior to consideration on the
merits, please amend the above-identified application as follows:

COPY

CHANGES IN THE SPECIFICATION:

Page 1, after the heading "CROSS REFERENCE TO RELATED APPLICATIONS", delete the paragraph reading "This application is a continuation-in-part of:" and substitute the following paragraph:

This application is a divisional of Application No. 08/513,658 filed August 11, 1995, which is a continuation-in-part of: